

MAY 15 2009

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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

CHAD S. FISHER,

Petitioner,

v.

TERRY O'BRIEN, WARDEN,

Respondent.

Case No. 7:08CV00569

FINAL ORDER

By: Glen E. Conrad
United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the motion to dismiss is **GRANTED**, the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, is **DISMISSED**; and this action is stricken from the active docket of the court.

ENTER: This 14th day of May, 2009.

Jack Conner
United States District Judge